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13 Counsel for Debtor and Debtor in Possession

14 **UNITED STATES BANKRUPTCY COURT**

15 **DISTRICT OF NEVADA**

16 In re
 17 **USA COMMERCIAL MORTGAGE**
COMPANY,
 18 Debtor.

Case No. BK-S-06-10725-lbr
 Chapter 11

19 **NOTICE OF WITHDRAWAL OF**
MOTION TO CLOSE CASE AND REQUEST
FOR FINAL DECREE EFFECTIVE
SEPTEMBER 30, 2012

20
 21 Hearing Date: October 24, 2012
 Hearing Time: 2:00 p.m.

22
 23 USA COMMERCIAL MORTGAGE COMPANY (“Debtor”), by and through its counsel,
 24 Schwartz & McPherson Law Firm, filed a *Motion To Close Case And Request For Final Decree*
 25 *Effective September 20, 2012* (the “Motion”) [Dkt # 9846, filed September 26, 2012] which is set for
 26 hearing on October 24, 2012 at 2:00 p.m.

27 At the request of the Trustee of the USACM Liquidating Trust, the Debtor hereby withdraws
 28 its Motion to close this case, and requests the hearing on this matter be vacated.

1 The Trustee of the USACM Liquidating Trust has agreed to reimburse the expenses of keeping
2 the case open (\$1,500 per quarter for preparing and filing operating reports payable to Schwartzer &
3 McPherson and \$325 for U.S. Trustee fees) until the Trustee of the USACM Liquidating Trust
4 requests that the case be closed.

5 DATED this 4 day of October, 2012.



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